

IC 3-6-11

Chapter 11. Poll Takers

IC 3-6-11-1

Polls of voters

Sec. 1. A political party, civic association, or other organization may, at any time before an election, take a poll of voters qualified to vote at the election.

As added by P.L.5-1986, SEC.2.

IC 3-6-11-2

Certification of polling organization

Sec. 2. The chairman, president, or other chief officer of the organization taking a poll under section 1 of this chapter shall issue to the persons taking the poll a certificate showing the nature of the poll and the organization for which the poll is to be taken.

As added by P.L.5-1986, SEC.2. Amended by P.L.7-1990, SEC.6.

IC 3-6-11-2.5

Polls taken in student housing

Sec. 2.5. During the last thirty (30) days of each registration period, excluding school holidays, a college or university shall permit a student to knock on the door of each room in the living areas of student housing at the college or university to conduct a poll under this chapter.

As added by P.L.3-1997, SEC.51.

IC 3-6-11-2.6

Procedures for taking polls in student housing

Sec. 2.6. An organization or individual conducting activities under section 2.5 of this chapter shall follow the following procedures:

- (1) Submit a list of poll takers to the person designated by the college or university.
- (2) If the student housing is not covered by a policy limiting visitation by members of the other gender in the living areas of the student housing, conduct the activities permitted under section 2.5 of this chapter between 10 a.m. and 8 p.m.
- (3) If the student housing is covered by a policy limiting visitation by members of the other gender in the living areas of the student housing, conduct the activities permitted under section 2.5 of this chapter during the most restrictive of the following times:
 - (A) Between 10 a.m. and 8 p.m.
 - (B) During the hours visitation is permitted.

As added by P.L.3-1997, SEC.52.

IC 3-6-11-2.7

Requirements for poll takers entering student housing

Sec. 2.7. A poll taker entering student housing under section 2.5 of this chapter must:

- (1) be a student enrolled at the college or university;
- (2) carry a poll taker's certificate issued under section 2 of this chapter;
- (3) carry an identification card that includes a photograph of the student;
- (4) check in at the main desk, or with the person in charge of security for the building, upon arrival at the student housing; and
- (5) check out at the main desk or with the person in charge of security for the building before departing.

As added by P.L.3-1997, SEC.53.

IC 3-6-11-3

Reports by poll takers

Sec. 3. Each poll taker shall make a full, true, and complete list of all persons whose names are reported as voters, with such comments as the poll taker considers proper concerning the voters' respective qualifications.

As added by P.L.5-1986, SEC.2.

IC 3-6-11-4

Persons responding to polls; information required to be provided

Sec. 4. Each person who is requested to provide information for a poll authorized under section 1 of this chapter shall respond to the poll taker upon the exhibition of the certificate required under section 2 of this chapter. The person responding shall provide all information in the possession of the person concerning the name, residence, and other qualifications for voting of each person within the election district.

As added by P.L.5-1986, SEC.2.

IC 3-6-11-5

Proprietors of lodging houses or condominiums; list of residents; entry by poll taker

Sec. 5. (a) This subsection does not apply to the proprietor or manager of a residential mental health facility. The proprietor or manager of each:

- (1) boarding house;
- (2) lodging house;
- (3) residential building;
- (4) apartment; or
- (5) other place within which persons are lodged;

shall maintain a complete and accurate list of all residents so domiciled during the period beginning seventy (70) days before each election and ending fifty (50) days before the election.

(b) The proprietor, manager, or association of co-owners of a condominium (as defined in IC 32-25-2-7) shall maintain a complete and accurate list of all residents of the condominium during the period beginning seventy (70) days before each election and ending fifty (50) days before the election.

(c) A poll taker for a political party or an independent candidate for a federal or a state office is entitled to enter a place described in subsection (a) or a condominium during reasonable hours to take a poll of residents.

As added by P.L.5-1986, SEC.2. Amended by P.L.7-1990, SEC.7; P.L.4-1991, SEC.20; P.L.3-1993, SEC.30; P.L.12-1995, SEC.19; P.L.2-1996, SEC.8; P.L.2-2002, SEC.23.

IC 3-6-11-6

Contents of list

Sec. 6. The list required by section 5 of this chapter must state the following:

(1) Name and address (including apartment, room, or unit number) of each person residing:

(A) at the place of lodging listed in section 5(a) of this chapter; or

(B) in the condominium.

(2) Address of each vacant place of lodging or living unit of the condominium.

As added by P.L.5-1986, SEC.2. Amended by P.L.4-1991, SEC.21.

IC 3-6-11-7

Right of poll taker to examine list; failure of proprietor or association to allow entry or provide list; meeting of county election board; violations

Sec. 7. (a) The proprietor, manager, or association of co-owners shall retain the list required by section 5 of this chapter for at least forty (40) days after the election.

(b) The list required by section 5 of this chapter shall be submitted to each poll taker for examination within ten (10) days after a request. The proprietor, manager, or association and the poll taker may agree that the list will be mailed to the poll taker or will be available at the place of lodging or condominium. If no agreement can be reached, the list shall be made available at the place of lodging or the condominium.

(c) If the proprietor, manager, or association of co-owners does not:

(1) permit a poll taker for a political party or an independent candidate for a federal or a state office to enter the place or condominium under section 5(c) of this chapter;

(2) maintain a complete and accurate list as required under section 5 of this chapter; or

(3) provide the list required under this section to a political party upon request;

the chairman of the county election board of the county in which the place or condominium is located shall call a meeting of the board under IC 3-6-5.

(d) The secretary of the county election board shall notify the proprietor, manager, or association of the meeting by certified mail, return receipt requested.

(e) The county election board shall receive evidence concerning violations of this section and, if the board determines that reasonable cause exists to believe that a violation has occurred, forward a copy of the minutes of the meeting to the prosecuting attorney of the county in which the place or condominium is located for proceedings under IC 34-28-5.

As added by P.L.5-1986, SEC.2. Amended by P.L.7-1990, SEC.8; P.L.4-1991, SEC.22; P.L.3-1993, SEC.31; P.L.1-1998, SEC.62.

IC 3-6-11-7.5

Use of poll list

Sec. 7.5. An organization that takes a poll of voters under this chapter or a poll taker taking the poll may not:

- (1) use the poll list for any purpose except conducting a campaign or voter registration; or
- (2) give, loan, sell, or transfer the poll list to a person who intends to use the list for any purpose except conducting a campaign or voter registration.

As added by P.L.7-1990, SEC.9.

IC 3-6-11-8

Exemption for small lodging houses

Sec. 8. The keeping of three (3) or fewer persons as guests or lodgers in a building does not constitute a building subject to section 5 of this chapter.

As added by P.L.5-1986, SEC.2.

IC 3-6-11-9

Exemption for armed services camps or barracks

Sec. 9. This chapter does not apply to a camp or barracks maintained by or for the armed services of the United States.

As added by P.L.5-1986, SEC.2.